THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.11997 of 2006

Dated: 16.06.2006

Between

Atyala Gangaiah

…..Petitioner

and

1.The Joint Collector (Civil Supplies)

Prakasam District, Ongole and others.

….Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.11997 of 2006

ORDER:

The only complaint of the petitioner is that against the cancellation of his fair price dealership of Padamata Naidupallem village, Cheemakurthi Mandal by the 2nd respondent-Revenue Divisional Officer through his proceedings, dated 13.03.2006, he filed an appeal along with a petition seeking stay before the Joint Collector, Srikakulam and the Joint Collector by his proceedings, dated

5.6.2006, rejected the stay petiton.

Granting of stay is a discretionary power vested in the authority. In this case, the Joint Collector has given cogent and convincing reasons for rejecting the stay petition filed by the petitioner along with the appeal.

Therefore, I am of the opinion that no interference is called for into such an order. The writ petition is devoid of merits and is liable to be dismissed.

Accordingly, the writ petiton is dismissed. No costs. However, the respondent-authorities are directed not to make any permanent arrangements, during pendency of the appeal before the Joint Collector, as to the fair price shop in question. Further, the Joint Collector is directed to dispose of the appeal filed by the petitioner within a period of four months from the date of receipt of a copy of this order, positively.

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16.06.2006

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